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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/929,610	08/13/2001	Ronald E. Sloan	10761.0186-02	9691
81331 7590 05/26/2010 Accenture/Finnegan, Henderson, Farabow, Garrett & Dunner, LLP 901 New York Avenue Washington, DC 20001-4413				
EXAMINER				
BORLINGHAUS, JASON M				
ART UNIT		PAPER NUMBER		
3693				
NOTIFICATION DATE		DELIVERY MODE		
05/26/2010		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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**Notice of Allowability****Application No.**

09/929,610

**Applicant(s)**

SLOAN ET AL.

**Examiner**

JASON M. BORLINGHAUS

**Art Unit**

3693

**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERIT IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/5/10.
2. ☒ The allowed claim(s) is/are 1,2,4,5,8-12,14,15,18-21,23,24,27-29 and 34.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some\* c) ☐ None of the:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.  
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached  
1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.  
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.  
**Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

/Jason M Borlinghaus/  
Primary Examiner, Art Unit 3693

### ***Acknowledgements***

The allowance issued on 4/5/10 failed to include claim 34 as one of the allowed claims. This supplemental allowance corrects that deficiency. In all other matters this supplemental allowance is identical to the original allowance issued on 4/5/10.

### ***Examiner's Amendment***

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interviews with Ariana Woods on 11/24/09 and 12/15/09.

**Claims 30 – 33** are cancelled.

**Claims 1 – 2, 4 – 5, 8, 10 – 11, 18, 20 – 21, 23 – 24, and 27 – 29** are amended as follows.

**Claim 1.** A method for developing a long-term financial plan using a financial modeling and counseling system accessible over a wide area network ~~such as the Internet~~, comprising:

- projecting expected yearly income for a period of time based on user-provided historical financial information and external market data, said historical financial information relating to user income and expenses, and said external market data including at least one of interest rates and inflation rates;

- projecting expected yearly expenses for said period of time based on the user-provided historical financial information and the external market data;

- providing investment coaching over the wide area network for any projected surplus of income after ~~over~~ expenses, said investment coaching including investment

advice, tax advice, product recommendations, and additional information for recommended products;

providing financial coaching over the wide area network for any projected deficit of income ~~after over~~ expenses, said financial coaching including tax advice, business funding advice, spending advice, and investment portfolio balancing advice;

wherein the investment coaching and financial coaching are each directly provided to a user through a customized automated coaching interface, and are each directly provided to the user through customized independent counseling from a live advisor; and

wherein access to the customized automated coaching interface and independent live advisor counseling is provided over the wide area network according to a user-selected service level agreement selected from a plurality of available unique service level agreements, wherein each of the available unique service level agreements includes a unique combination of amounts of accessible customized automated coaching, customized live advisor counseling, and the external market data, and

wherein the user introduces life risk events into the ~~model~~ at least one of the income and expense projections and wherein the automated coaching interface performs a life risk analysis, the life risk analysis comprising calculating an impact of the life risk events on a cash flow of the user based on the life risk events, actuarial data, the expected yearly income, and the expected yearly expenses.

**Claim 2.** The method of the claim 1 wherein user income and expense history reside ~~residing-on external databases can be accessed by the model~~.

**Claim 4.** The method of claim 2 ~~herein~~ wherein the life risk event includes at least one of: job loss, disability, casualty, divorce, theft, fire, and collision.

**Claim 5.** The method of claim 1 wherein the at least one of the income and expense projections ~~model~~ predicts and highlights potential cash flow surplus and cash flow shortage for the user.

**Claim 8.** The method of claim 1 wherein the at least one of the income and expense projections ~~includes displaying~~ financial model displays the aggregate cash flow in the form of a timeline over a defined period of time.

**Claim 10.** The method of claim 9 wherein the at least one of the income and expense projections includes recalculating financial model ~~recalculates~~ the aggregated cash flow based on the new positions of said annual points.

**Claim 11.** A system for developing a long term financial plan comprising:

a user computer system coupled to a wide area network ~~such as the Internet;~~

a financial model generator coupled to said wide area network ~~for projecting~~ configured to project yearly user income and user expenses based on user-provided historical financial information and external market data for a plurality of years, said historical financial information relating to user income and expenses, and said external market data including at least one of interest rates and inflation rates;

a financial counseling server coupled to said wide area network configured to dispense ~~for dispensing~~ investment coaching for any projected surplus of income ~~after~~ over expenses, said investment coaching including investment advice, tax advice, product recommendations, and additional information for recommended products, and configured to dispense ~~dispensing~~ financial coaching related to a projected user cash flow over said plurality of years, said financial coaching including tax advice, business funding advice, spending advice, and investment portfolio balancing advice;

wherein the investment coaching and financial coaching are each directly provided to a user through a customized automated coaching interface, and are each directly provided to the user through customized independent counseling from a live advisor; and

wherein access to the customized automated coaching and independent live advisor counseling is provided over the wide area network according to a user-selected service level agreement selected from a plurality of available unique service level agreements, wherein each of the available unique service level agreements includes a unique combination of amounts of accessible customized automated coaching, customized live advisor counseling, and the external market data, and

wherein the user introduces life risk events into the ~~model~~ at least one of the income and expense projections and wherein the automated coaching interface performs a life risk analysis, the life risk analysis comprising calculating an impact of the life risk events on a cash flow of the user based on the life risk events, actuarial data, the yearly income, and the user expenses.

**Claim 18.** The financial model generator of claim 11 wherein the at least one of the income and expense projections includes displaying financial model ~~displays~~ the aggregate cash flow in the form of a timeline over a defined period of time.

**Claim 20.** A computer program embodied on a computer readable medium for developing a long term financial plan using a financial modeling and counseling system, accessible over a wide area network ~~such as the Internet, comprising which, when executed on a computer, performs the method comprising:~~

~~code for~~ projecting expected yearly income for a period of time based on user-provided historical financial information and external market data, said historical financial information relating to user income and expenses, and said external market data including at least one of interest rates and inflation rates;

~~code for~~ projecting expected yearly expenses for said period of time based on the user-provided historical financial information and the external market data;

~~code for~~ providing investment coaching over the wide area network for any projected surplus of income ~~after over~~ expenses, said investment coaching including investment advice, tax advice, product recommendations, and additional information for recommended products; ~~and~~

~~code for~~ providing financial coaching over the wide area network for any projected deficit of income ~~after over~~ expenses, said financial coaching including tax advice, business funding advice, spending advice, and investment portfolio balancing advice; ~~and~~

~~code for~~ introducing life risk events into the model; and

performing a life risk analysis through a customized automated coaching interface, the life risk analysis comprising calculating an impact of the life risk events on a cash flow of the user based on the life risk events, actuarial data, the expected yearly income, and the expected yearly expenses,

wherein the investment coaching and financial coaching are each directly provided to a user through the a-customized automated coaching interface, and are each directly provided to the user through customized independent counseling from a live advisor; and

wherein access to the customized automated coaching and independent live advisor counseling is provided over the wide area network according to a user-selected service level agreement selected from a plurality of available unique service level agreements, wherein each of the available unique service level agreements includes a unique combination of amounts of accessible customized automated coaching, customized live advisor counseling, and the external market data; ~~and~~

**Claim 21.** The computer program embodied on a the computer readable medium of claim 20, the method further comprising ~~code for~~ accessing user income and expense history residing on external databases.

**Claim 23.** The computer program embodied on a the computer readable medium of claim 21, wherein the risk event includes at least one of: job loss, disability, casualty, market downturn, divorce, theft, fire, and collision.

**Claim 24.** The computer program embodied on a the computer readable medium of claim 20, the method further comprising a ~~code segment for~~ predicting and highlighting potential cash flow surplus and cash flow shortage for the user.

**Claim 27.** The computer program embodied on a the computer readable medium of claim 20, the method further comprising a ~~code segment for~~ displaying the aggregated cash flow in the form of a timeline over a defined period of time.

**Claim 28.** The computer program embodied on a the computer readable medium of claim 27, the method further comprising a ~~code segment for~~ dragging up and down each annual point of said timeline interactively on its axis.

**Claim 29.** The computer program embodied on a the computer readable medium of claim 28, the method further comprising a ~~code segment for~~ recalculating the aggregated cash flow based on the new positions of said annual points.

#### ***Allowable Subject Matter***

**Claims 1–2, 4–5, 8–12, 14–15, 18–21, 23–24, 27–29 and 34** are allowed.

#### ***Reasons for Allowance***

The following is a statement of reasons for indication of allowable subject matter.

The prior art fails to teach or suggest the limitations of:

“providing investment coaching over the wide area network for any projected surplus of income after expenses...providing financial coaching over the wide area network for any projected deficit of income after expenses...wherein the investment coaching and financial coaching are each directly provided to a user through a customized automated coaching interface, and are each directly provided to the user through customized independent counseling from a live advisor ... according to a

user-selected service level agreement ...wherein the user introduces life risk events into the at least one of the income and expense projections and wherein the automated coaching interface performs a life risk analysis, the life risk analysis comprising calculating an impact of the life risk events on a cash flow of the user." (as in Claim 1)

Such limitation is present in all independent claims.

There exist numerous computerized systems through which an investor can input their personal financial information, have their personal financial information analyzed by the system and have the system communicate the results of that analysis through a user interface to the investor. The results of that analysis could contain a graphical representation of the personal financial information inputted, the generation of financial projections or the offering of financial advice to enable the investor to achieve a financial goal.

The instant application distinguishes from these old and well known practices by complementing the computerized analysis with coaching through an interface on the computerized system with a live advisor, basing the coaching of the live advisor to a user-selected service level agreement, and having the interface perform further risk analysis on the previously generated projections.

Ferguson (US Patent 6,064,984) discloses a method/system for generating a financial projection based upon the personal financial information of an investor, that the financial projection would incorporate life risk events (e.g. college funding event) and provide coaching to achieve the investor's financial goals. (see fig. 5 - 13). Neither this patent, alone nor in combination with others, discloses nor suggests the feature of complementing the computerized analysis with coaching through an interface on the



computerized system with a live advisor, basing the coaching of the live advisor to a user-selected service level agreement, and having the interface perform further risk analysis on the previously generated projections.

Atkins (US Patent 5,875,437) discloses a method/system for generating a financial projection based upon the personal financial information of an investor, in which the financial projection incorporates life risk events (decisions). (see col. 34, lines 35 - 48). Neither this patent, alone nor in combination with others, discloses nor suggests the feature of complementing the computerized analysis with coaching through an interface on the computerized system with a live advisor, basing the coaching of the live advisor to a user-selected service level agreement, and having the interface perform further risk analysis on the previously generated projections.

Sullivan (US Patent 6,615,240) discloses a method/system for providing live counseling over a wide area network. (see abstract). Neither this patent, alone nor in combination with others, discloses nor suggests the feature of complementing the computerized analysis with coaching through an interface on the computerized system with a live advisor, basing the coaching of the live advisor to a user-selected service level agreement, and having the interface perform further risk analysis on the previously generated projections.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON M. BORLINGHAUS whose telephone number is

(571)272-6924. The examiner can normally be reached on Monday - Friday; 9am - 5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James A. Kramer can be reached on (571)272-6783. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jason M Borlinghaus/  
Primary Examiner, Art Unit 3693  
May 22, 2010